

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
EL DORADO DIVISION

LUCRETIA CROSS, et al.

PLAINTIFFS

VS.

Case No. 05-CV-1101

GEORGIA PACIFIC CORPORATION

DEFENDANT

GEORGIA PACIFIC CORPORATION

THIRD-PARTY PLAINTIFF

VS.

P.M.C. CONSTRUCTION, INC.

THIRD-PARTY DEFENDANT

ORDER

Before the Court is Defendant/Third-Party Plaintiff Georgia-Pacific Corporation's Motion to Non-Suit Third Party Complaint Against Third-Party Defendant P.M.C. Construction, Inc. (Doc. 13). The Court finds this motion ripe for consideration and upon consideration finds the motion should be and hereby is granted and Georgia-Pacific Corporation's Third Party Complaint Against Third-Party Defendant P.M.C. Construction is hereby dismissed without prejudice. If this matter is refiled in any court Georgia-Pacific Corporation will be ordered to pay any costs and expenses including reasonable attorney's fees which are duplicated as a result of refiling.

**IT IS SO ORDERED** this 1st day of May, 2006.

/s/ Harry F. Barnes

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Hon. Harry F. Barnes  
U.S. District Judge